



**MEMBERS:**

SEN. TONYA SCHUITMAKER, VICE CHAIRMAN  
SEN. TORY ROCCA  
SEN. STEVE BIEDA, MINORITY VICE CHAIR

**THE SENATE**  
**COMMITTEE ON JUDICIARY**  
**SENATOR RICK JONES**  
**CHAIRMAN**

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**Senate Committee on Judiciary**  
**Minutes**

A meeting of the Senate Committee on Judiciary was held on Wednesday, January 23, 2013 at 8:30 a.m. in Room 110 of the Farnum Building.

The meeting was called to order at 8:33 a.m.

Members present: Senators Jones, Schuitmaker, Rocca, and Bieda  
Members excused: None

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Senator Jones called the meeting to order.

Senator Jones gave welcoming remarks to the committee members and audience and announced the order of business for the day.

Adopt the Committee Rules

SB 43	Sen. Jones	Courts; judges; certain district court judgeships; increase, and reduce number of circuit court judgeships.
SB 49	Sen. Casperson	Weapons; licensing; certain firearm licensing information; exempt from freedom of information act.
SB 60	Sen. Green	Weapons; licensing; definition of federally licensed firearms dealer; modify.
SB 63	Sen. Pavlov	Weapons; firearms; Michigan firearms freedom act; create.
SB 44	Sen. Jones	Criminal procedure; sex offender registration; placement on the public registry; remove certain exceptions.

Senator Schuitmaker moved to adopt the Senate Committee on Judiciary rules. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, and Bieda (3/4)

Nays: none (0)

Pass: none (0)

Excused: Senator Rocca (1)

Senator Jones placed before the committee Senate Bill 43 (Sen. Jones). Senator Jones explained the bill to committee members and answered questions.

The following persons submitted testimony cards but did not wish to speak on Senate Bill 43:

- Mark Gates, Supreme Court Administrative Office/Supreme Court—Support

Senator Jones announced that the vote on Senate Bill 43 would take place after the arrival of Senator Rocca.

Senator Jones placed before the committee Senate Bill 49 (Sen. Casperson). Senator Casperson explained the bill to committee members and answered questions.

Senator Rocca entered the committee room at 8:42 a.m.

Kevin Studebaker from the Legislative Service Bureau came forth to answer questions from the committee members.

The following persons testified on Senate Bill 49 and answered questions from committee members:

- Phil Lombard, citizen—Oppose
- Isabelle Terry, citizen—Support
- Phil Hofmeister, Michigan Open Carry—Support

The following persons submitted testimony cards but did not wish to speak on Senate Bill 49:

- Brady Schickinger, Michigan Coalition for Responsible Gun Owners—Support
- Wayne Groth, Calhoun County Gun Owners—Support
- Tina Dupont, citizen—Support
- Sgt. Dwayne Gill & Sgt. Chris Hawkins, Michigan State Police—Support
- James Stinson, citizen—Support
- Rebecca Hammond, citizen—Oppose

Senator Jones moved that Senate Bill 49 be reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: none (0)

Pass: none (0)

Absent: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that Senate Bill 49 be given immediate effect by unanimous consent.

Senator Jones returned the committee to Senate Bill 43.

Senator Jones moved that Senate Bill 43 be reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: none (0)

Pass: none (0)

Absent: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that Senate Bill 43 be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bill 60 (Sen. Green). Senator Jones announced that there was a substitute for consideration. Senator Green explained the bill to committee members and answered questions.

The following persons submitted testimony cards but did not wish to speak on Senate Bill 60:

- Sgt. Chris Hawkins & Sgt. Dwayne Gill, Michigan State Police—Support
- James Stinson, citizen—Support
- Wayne Groth, Calhoun County Gun Owners—Support
- Brady Schickinger, Michigan Coalition for Responsible Gun Owners—Support
- Phil Hofmeister, Michigan Open Carry—Support

Senator Bieda moved to adopt the S-2 Substitute to Senate Bill 60. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: none (0)

Pass: none (0)

Absent: none (0)

Senator Schuitmaker moved that Senate Bill 60 (S-2) be reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: none (0)

Pass: none (0)

Absent: none (0)

Senator Schuitmaker moved the committee recommend immediate effect. Without objection, the committee further recommended that Senate Bill 60 (S-2) be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bill 44 (Sen. Jones). Senator Jones explained the bill to committee members and answered questions.

The following persons submitted testimony cards but did not wish to speak on Senate Bill 44:

- Noah Smith, Criminal Defense Attorneys of Michigan—Oppose
- Sgt. Chris Hawkins & Sgt. Dwayne Gill, Michigan State Police—Neutral
- Rodd Monts, American Civil Liberties Union of Michigan—Oppose

- Ken Brown, citizen--Oppose

Senator Jones recognized Senator Bieda to make a statement on the bill.

Senator Jones moved that Senate Bill 44 be reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca (3/4)

Nays: none (0)

Pass: Senator Bieda (1)

Absent: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that Senate Bill 44 be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bill 63 (Sen. Pavlov). Senator Pavlov explained the bill to committee members and answered questions.

The following persons testified on Senate Bill 63 and answered questions from committee members:

- Rebecca Hammond, citizen-Oppose
- Steve Dulan, Michigan Coalition for Responsible Gun Owners—Support
- Isabelle Terry, citizen—Support
- Phil Hofmeister, Michigan Open Carry—Support
- Wayne Groth, Calhoun County Gun Owners—Support

The following persons submitted testimony cards but did not wish to speak on Senate Bill 63:

- Brady Schickinger, Michigan Coalition for Responsible Gun Owners—Support
- Mike Stinson, citizen—Support
- Tina Dupont, citizen—Support
- Daniel Bryson, citizen—Support
- Sgt. Chris Hawkins & Sgt. Dwayne Gill, Michigan State Police—Neutral
- League of Women Voters of Michigan—Oppose

Kevin Studebaker from the Legislative Service Bureau came forth to answer questions from the committee members.

Senator Rocca moved that Senate Bill 63 be reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca (3/4)

Nays: Senator Bieda (1)

Pass: none (0)

Absent: none (0)

Senator Jones moved the committee recommend immediate effect for Senate Bill 63 by voice vote. Senator Bieda objected. Senator Jones asked the clerk to call roll on the motion. The motion prevailed by an affirmative vote of a majority of members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca (3/4)

Nays: Senator Bieda (1)

Pass: none (0)  
Absent: none (0)

Senator Jones adjourned the committee without objection at 9:27 a.m.

Date Approved by Committee: January 29, 2013

\*\*An audio recording of this committee meeting is available upon request for a minimal fee.